

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2008-299-C - ORDER NO. 2008-599
AUGUST 26, 2008

IN RE: Hargray Wireless, LLC Request Certification)	ORDER GRANTING
of the Use of Universal Service Funds)	REQUEST FOR
Pursuant to 47 C.F.R. 54.314 and)	CONFIDENTIAL
Telecommunications Act 254(e) Federal)	TREATMENT
Communications Commission CC Docket)	
No. 96-45)	

This matter comes before the Public Service Commission of South Carolina (Commission) on the request of Hargray Wireless, LLC (Hargray or the Company) for confidential treatment. As required by S.C. Code Ann. Regs. 103-612(1), on August 1, 2008, Hargray filed with the Commission and the Office of Regulatory Staff (ORS) the Company's Annual Report for year ending 2007. With the Company's Annual Report filing, Hargray filed a request seeking confidential treatment of certain information contained in the Company's Annual Report.

Hargray cites to Commission Order No. 2006-415 issued July 24, 2006, in Docket No. 2003-227-C as the Company's basis for its present request for confidential treatment. We will apply Hargray's previous reasoning for the Company's request for confidential treatment, as approved by Order No. 2006-415, wherein Hargray asserted that public disclosure of the information would be both economically damaging to Hargray and economically advantageous to the Company's competitors, causing serious competitive harm to Hargray. According to Hargray, disclosure of the materials would reveal

confidential details pertaining to the Company and its competitive position in the South Carolina telecommunications marketplace. Therefore, Hargray requests the Commission afford confidential treatment of the material attached to Exhibit 1 referenced in paragraph 7(a) of the Company's Annual Report.

In accordance with Commission Order No. 2005-226, "Order Requiring Designation of Confidential Materials", issued May 6, 2005, Hargray delineates in its request the material for which the confidential treatment is sought and such information was filed in a separate package clearly marked "Confidential."

A review of the material in question in the Company's report establishes that the material does provide detailed information concerning Hargray's business which is competitively sensitive. The South Carolina Freedom of Information Act ("FOIA") allows exemption from disclosure proprietary business information that meets a definition of "trade secrets." S.C. Code Ann. Section 30-4-40(a)(1) states that matters which may be exempt from FOIA include: "(1) Trade secrets, which are defined as unpatented, secret, commercially valuable plans, appliances, formulas, or processes....Trade secrets also include, for those public bodies who market services or products in competition with others, feasibility, planning, and marketing studies, and evaluations and other materials which contain references to potential customers, competitive information or evaluation."

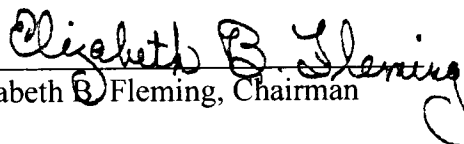
Because the Commission finds that certain material filed with the Annual Report of Hargray contains information that is competitively sensitive and meets the definition of "trade secrets" as defined under FOIA, the Commission grants the request.

IT IS THEREFORE ORDERED THAT:

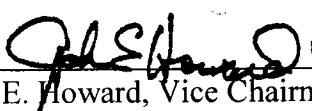
1. The request of Hargray Wireless, LLC for confidential treatment is granted. Accordingly, the material attached to Exhibit 1 referenced in paragraph 7(a) and contained in the Company's Annual Report for year ending 2007 shall be maintained under seal and withheld from public disclosure.

2. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


John E. Howard, Vice Chairman
(SEAL)